

SCHEDULE 1
THE SCOTTISH POLICE AUTHORITY

PART 1

STATUS, STRUCTURE AND GOVERNANCE

Removal from office

- 5 (1) The Scottish Ministers may remove a member from office if—
- (a) the member is an undischarged bankrupt,
 - (b) the member has, without reasonable excuse, been absent from meetings of the Authority for a period longer than 4 consecutive months,
 - (c) the member has, without reasonable excuse, been absent from 3 consecutive meetings of the Authority,
 - (d) the member has been convicted (whether before or after the member's appointment) of a criminal offence,
 - (e) the member has failed to comply with the terms or conditions of the member's appointment, or
 - (f) the Scottish Ministers consider that the member is otherwise unfit to be a member or is unable for any reason to carry out the member's functions.
- (2) For the purposes of sub-paragraph (1)(a), “undischarged bankrupt” means a person—
- (a) whose estate has been sequestrated and who has not been discharged (or against whom a bankruptcy order has been made and is still in force),
 - (b) who has granted a trust deed for, or made a composition or arrangement with, creditors (and has not been discharged in respect of it),
 - (c) who is the subject of a bankruptcy restrictions order, or an interim bankruptcy restrictions order, made under the Bankruptcy (Scotland) Act 1985 (c.66) or the Insolvency Act 1986 (c.45),
 - (d) who is the subject of a bankruptcy restrictions undertaking entered into under either of those Acts,
 - (e) who has been adjudged bankrupt (and has not been discharged), or
 - (f) who is subject to any other kind of order, arrangement or undertaking analogous to those described in paragraphs (a) to (d), anywhere in the world.